

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 10 MAY 2017**

APPLICATION FOR SUMMARY REVIEW OF PREMISES LICENCE

Applicant: Cleveland Police

Ref.No. OL/17/01

Premises: Club Bongo International, 11-12 Bridge Street West, Middlesbrough, TS2 1AW

Premises Licence Holder: Raymond Ahmed Yassin

Application received: 9 May 2017

Summary of Current Licensable Activities:

Live music, recorded music, performances of dance and activities like music/dance – 11am to 3.30am Monday to Sunday

Late night refreshment – 11pm to 3am Monday to Sunday

Sale of Alcohol (On and Off sales) – 11am to 3am Monday to Sunday

1. Summary of Application

The purpose of this report is for Members to consider an application for a summary review of the premises licence for Club Bongo International made by Cleveland Police under Section 53A of the Licensing Act 2003.

A copy of the application from Cleveland Police is attached at Appendix 1 and a copy of the existing premises licence is attached at Appendix 2.

2. Legislation

The Licensing Act 2003 requires the Licensing Authority to carry out its functions with a view to promoting the four licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

The Licensing Authority must also have regard to its Licensing Policy and any guidance issued by the Secretary of State.

The Licensing Act 2003 provides a procedure for a summary review of a premises licence by the Police for an expedited or 'fast track' review of a premises licence which authorises the

sale of alcohol in cases where a senior police officer of the rank of superintendent or above gives a certificate indicating that in his opinion the premises are associated with serious crime and disorder or both. The procedure allows the licensing authority to respond by taking interim steps quickly, where appropriate, pending a full review.

3. Notification to Responsible Authorities

The following Responsible Authorities have all received notification of the application:

Planning Manager	Trading Standards Manager
Chief Fire Officer	Director of Public Health
Area Child Protection Group	
Environmental Health Manager	
(Public Safety and Public Nuisance)	

The Premises Licence Holder has received notification of the application.

4. Application advertised by the licensing authority: 9 May 2017

5. Background

The premises have operated as a night club since the introduction of the Licensing Act and prior to that under the provisions of a Justices Licence and Public Entertainment Licence.

On 31 October 2013 Cleveland Police made an application for a summary review of this licence following concerns in relation to serious crime and/or disorder following a serious assault at the premises. As a result of this application the Licensing Committee, at a hearing on 4 November 2013 decided to suspend the premises licence as an interim step pending the full review hearing.

On 12 November 2013 a representation was made on behalf of the Premises Licence Holder against the interim measures imposed by the Committee. On 14 November 2013 the Committee determined that the interim steps remained appropriate until the full review hearing.

On 26 November 2013 the Licensing Committee considered the full review application. Members chose to lift the suspension imposed on the premises and impose additional conditions on the premises licence. A copy of the minutes of this meeting are attached at Appendix 3.

6. The Licensing Policy

Members are referred to the following relevant sections of the Council's Licensing Policy.

Prevention of Crime and Disorder	Pages 20 to 24
Review	Pages 44 to 47

And any other sections of the Policy which Members consider to be relevant.

7. Guidance to the Licensing Act 2003

Members are referred to the following relevant sections of the Guidance.

Prevention of Crime and Disorder	Starting at paragraph 2.1
Representations from Police	Paragraph 9.12

Summary Reviews

Starting at paragraph 12.3

And any other sections of the Guidance which Members consider to be relevant.

8. Members' Options

The interim steps that Members must consider taking are:

- The modification of the conditions of the premises licence
- The exclusion of the sale of alcohol from the scope of the licence
- The removal of the designated premises supervisor from the licence
- The suspension of the licence

If Members decide to take any steps at the interim stage then the decision takes immediate effect pending the full review hearing.

Should the Premises Licence Holder wish to make further representations to Members against any interim steps imposed at this hearing, the Premises Licence Holder may do so at any time prior to the full review hearing. If any such representations are received a further hearing will be arranged within 48 hours to allow for these representations to be heard.

Contact Officer: Tim Hodgkinson
 Licensing Manager
 Tel. 728720

For admin use only:

Decision:

Reasons:

